



# PUBLIC NOTICE

Federal Communications Commission  
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DA 11-1077

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## MEDIA BUREAU ACTION

### MEDIA BUREAU ANNOUNCES FILING OF COMPLAINT BY BLOOMBERG L.P. AGAINST COMCAST CABLE COMMUNICATIONS

#### MB Docket No. 11-104

Bloomberg L.P. has filed a complaint alleging that Comcast Cable Communications, LLC (“Comcast”) violated a term of the Order granting the application of Comcast, General Electric Company (“GE”), and NBC Universal, Inc. to transfer control of licenses from GE to Comcast.<sup>1</sup> Specifically, Bloomberg L.P. alleges that Comcast violated a term of that Order that states that “[i]f Comcast now or in the future carries news and/or business news channels in a neighborhood, defined as placing a significant number or percentage of news and/or business news channels substantially adjacent to one another in a system’s channel lineup, Comcast must carry all independent news and business news channels in that neighborhood.”<sup>2</sup> Bloomberg asks the Commission to “[r]equire Comcast, within sixty days, to carry [Bloomberg Television] in any channel grouping containing at least four news channels within a block of five adjacent channel positions on any Comcast headend in the top 35 most-populous DMAs that carries [Bloomberg Television].”<sup>3</sup> Comcast’s answer in response to Bloomberg, L.P.’s petition is due no later than July 13,<sup>4</sup> and Bloomberg L.P.’s reply to that answer is due 20 days after service of the answer.<sup>5</sup>

In order to foster greater openness and transparency, we will docket this proceeding.<sup>6</sup> All filings concerning Bloomberg L.P.’s complaint against Comcast shall refer to **MB Docket No. 11-104**.

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<sup>1</sup> *Applications of Comcast Corp., General Electric Co., and NBC Universal Inc. for Consent to Assign Licenses and Transfer Control of Licenses*, Memorandum Opinion and Order, 26 FCC Rcd 4238 (2011) (“*Comcast-NBCU Order*”).

<sup>2</sup> *Id.* at 4287-8, ¶ 122.

<sup>3</sup> *See* Complaint at 22.

<sup>4</sup> *See Comcast-NBCU Order*, 26 FCC Rcd at 4358-9, Condition III (instructing that for purposes of enforcing the news neighborhooding conditions, complainants “may submit a dispute to the Commission in accordance with the Commission’s program carriage complaint procedures, 47 C.F.R. § 76.1302”); 47 C.F.R. § 76.1302 (d).

<sup>5</sup> 47 C.F.R. § 76.1302 (e).

<sup>6</sup> *See In the Matter of Certain of the Commission’s Part 1 Rules of Practice and Procedure and Part 0 Rules of Commission Organization*, Report and Order in GC Docket No. 10-44, 26 FCC Rcd 1594 (2011).

Submissions in this matter may be filed electronically (*i.e.*, through the Commission's Electronic Comment Filing System (ECFS)) or by filing paper copies. **Parties are strongly encouraged to file electronically.**

This proceeding is "restricted" for purposes of the *ex parte* rules. *Ex parte* presentations (other than *ex parte* presentations exempt under Section 1.1204(a)) to or from Commission decision-making personnel are prohibited until the proceeding is no longer subject to administrative reconsideration or review or judicial review.<sup>7</sup>

Documents may be filed using: (1) the Commission's Electronic Comment Filing System (ECFS), (2) the Federal Government's eRulemaking Portal, or (3) by filing paper copies.<sup>8</sup>

- **Electronic Filers:** Comments may be filed electronically using the Internet by accessing the ECFS: <http://www.fcc.gov/cgb/ecfs/> or the Federal eRulemaking Portal: <http://www.regulations.gov>. Filers should follow the instructions provided on the website for submitting comments.
  - For ECFS filers, in completing the transmittal screen, filers should include their full name, U.S. Postal service mailing address, and the applicable docket number: **MB Docket No. 11-104**. Parties may also submit an electronic comment by Internet e-mail. To get filing instructions, filers should send an e-mail to [ecfs@fcc.gov](mailto:ecfs@fcc.gov), and include the following words in the body of the message: "get form". A sample form and instructions will be sent in response.
- **Paper Filers:** Parties who choose to file by paper must file an original and four copies of each filing. Filings can be sent by hand or messenger delivery, by commercial overnight courier, or by first-class or overnight U.S. Postal Service mail.
  - All hand-delivered or messenger-delivered paper filings for the Commission's Secretary must be delivered to FCC Headquarters at 445 12<sup>th</sup> St., SW, Room TW-A325, Washington, DC 20554. All hand deliveries must be held together with rubber bands or fasteners. Any envelopes must be disposed of before entering the building. The filing hours are 8:00 a.m. to 7:00 p.m.
  - Commercial overnight mail (other than U.S. Postal Service Express Mail and Priority Mail) must be sent to 9300 East Hampton Drive, Capitol Heights, MD 20743.
  - U.S. Postal Service first-class, Express, and Priority mail must be addressed to 445 12<sup>th</sup> Street, SW, Washington DC 20554.

All filings must be addressed to the Commission's Secretary, Marlene H. Dortch, Office of the Secretary, Federal Communications Commission, 445 12<sup>th</sup> Street, S.W., Washington, D.C. 20554. Parties should also send a copy of their filing to Brendan Murray, Media Bureau, Room 4-A737, 445 12<sup>th</sup> Street, S.W., Washington, D.C. 20554 or [Brendan.Murray@fcc.gov](mailto:Brendan.Murray@fcc.gov). Parties must also serve one copy with the Commission's copy contractor, Best Copy and Printing, Inc. (BCPI), Portals II, 445 12<sup>th</sup> Street, S.W., Room CY-B402, Washington, D.C. 20554, (202) 488-5300, or via e-mail to [fcc@bcpiweb.com](mailto:fcc@bcpiweb.com).

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<sup>7</sup> See 47 C.F.R. § 1.1208; *see also* 47 C.F.R. § 1.1204(a).

<sup>8</sup> See *Electronic Filing of Documents in Rulemaking Proceedings*, GC Docket No. 97-113, *Report and Order*, 13 FCC Rcd 11322, 11326, ¶ 8 (1998).

Documents in **MB Docket No. 11-104** are available for public inspection and copying during regular business hours at the FCC Reference Information Center, Portals II, 445 12<sup>th</sup> St., S.W., Room CY-A257, Washington, DC 20554, telephone (202) 418-0270. They may also be purchased from the Commission's copy contractor, Best Copy and Printing, Inc., telephone (202) 488-5300, facsimile (202) 488-5563, or via email at [fcc@bcpiweb.com](mailto:fcc@bcpiweb.com).

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For further information, contact Brendan Murray, (202) 418-1573. Press inquiries should be directed to Janice Wise, (202) 418-8165.

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Approved for Publication in the Daily Digest:

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